

1 Hon. Richard A. Jones
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

v.

12 MARTIN JEFFREY BANKS,

13 Defendant.

No. CR18-131RAJ

14 ORDER DENYING
15 DEFENDANT'S MOTION FOR
16 EARLY TERMINATION OF
17 SUPERVISED RELEASE

18 THIS MATTER comes before the Court on Defendant Martin Banks' Motion
19 for Early Termination of Supervised Release. Dkt. 1434. Having thoroughly
20 considered the parties' briefing and the relevant record, the Court finds oral
21 argument unnecessary and hereby **DENIES** the motion for the reasons explained
22 herein.

23 Mr. Banks seeks early termination of his supervised release after having
24 completed one year of his original three-year term of supervised release. The sole
25 basis to support this motion is a medical condition that he suffered from before the
26 underlying crime was committed, during the time period of the crime for which he
pled guilty and was sentenced, and for the past year of supervision.

Title 18 U.S.C. § 3583(c) provides district courts with authority to grant early
termination of supervised release if, in the discretion of the Court, such relief is
appropriate and in the interests of justice.

1 The defendant's medical condition is long standing. Defendant fails to
2 advance any facts to indicate that continued supervision is affecting his medical
3 condition or that his medical condition is affecting his ability to comply with the
4 conditions of supervised release.

5 It is undisputed that the burden is on the defendant to show a change of
6 circumstances sufficient to justify termination of supervised release. At best, the
7 defendant has presented a benign indication from the Probation Officer reporting
8 that Mr. Banks has had no supervised release violations. Compliance with the
9 conditions for supervised release is what is expected, and without more there is no
10 basis for the Court to grant the relief requested.

11 For the foregoing reasons, the defendant's motion for early termination of
12 supervised release is **DENIED**.

13 DATED this 15th day of October, 2020.

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15 The Honorable Richard A. Jones
16 United States District Judge